

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

GABRIEL OROZCO,
Defendant.

No. CR 08-0330 MHP

~~[PROPOSED]~~ STIPULATED ORDER
CONTINUING SENTENCING

Current Sentencing Hearing Date:
Monday, November 24, 2008 at 9:00
a.m.

Proposed Sentencing Hearing Date:
Monday, December 8, 2008 at 9:00 a.m.

Defendant Gabriel Orozco is currently scheduled for sentencing on Monday, November 24, 2008 at 9:00 a.m. In the course of preparing the defense sentencing memorandum, counsel for Mr. Orozco discovered errors in the PSR with, the defense has argued, legal ramifications for sentencing. These objections were not discovered or lodged during the presentence process.

To allow the government adequate time to respond to these defense objections, and to allow the parties and Probation Officer Searles to meet and confer regarding these issues, the defense requests that sentencing in this matter be continued. The government concurs. Probation Officer Ann Searles is available on this date.

Therefore, for good cause shown the sentencing hearing now scheduled for Monday, November

24, 2008 at 9:00 a.m. shall be vacated. The matter shall be added to the Court's calendar for Monday, December 8, 2008 at 9:00 a.m. for sentencing. The parties shall meet and confer with Probation before that date, and shall inform the Court of any agreed-upon changes to the presentence report before sentencing.

IT IS SO STIPULATED.

November 24, 2008

DATED

/s

JOSEPH RUSSIONELLO

United States Attorney

Northern District of California

OWEN MARTIKAN

Assistant United States Attorney

November 24, 2008

DATED

/s

BARRY J. PORTMAN

Federal Public Defender

Northern District of California

STEVEN G. KALAR

Assistant Federal Public Defender

IT IS SO ORDERED.

11/21/2008

Dated

